

IDS Form PTO/SB/08: Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	10/764,972
		Filing Date	January 26, 2004
		First Named Inventor	Douglas E. BELL
		Art Unit	1743
		Examiner Name	Maureen Wallenhorst
Sheet	1	of	1
		Attorney Docket Number	06882.0090-06

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-2002/0084196 A1	07-04-2002	Liamos et al.	
mw		US-2002/0146835 A1	10-10-2002	Modzelewski et al.	
mw		US-2002/0160517 A1	10-31-2002	Modzelewski et al.	
mw		US-6,448,067 B1	09-10-2002	Tajnafoi	
		US-			
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		US-			
		US-			

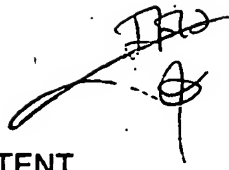
Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
mw		WO 03/091717 A1	11-06-2003	Home Diagnostics, Inc.		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁸
mw		International Search Report in PCT/US2005/002202, Home Diagnostics, Inc., dated January 25, 2005.	

Examiner Signature	Maureen Wallenhorst	Date Considered	8-22-05
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Attorney Docket No. 06882.0090-06000

In re Application of:

Group Art Unit: 1743

Examiner: Maureen Wallenhorst

Confirmation No.: 9311

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after a Notice of Allowance but before payment of the issue fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Each document listed in this Information Disclosure Statement was first cited in a communication from the European Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within thirty days of the mailing date of that communication. In accordance with 37 C.F.R. § 1.704(d), no negative

patent term adjustment consequences will apply to this Information Disclosure Statement.

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patents and publications are not enclosed.

Applicants respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Customer No. 22,852
Application No.: 10/764,972
Attorney Docket No. 06882.0090-06000

If there is any fee due in connection with the filing of this Statement, please
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 20, 2005

By: 

Eric P. Raciti
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